



THE CITY OF SAN DIEGO

August 2, 2005

John Robertus, Executive Officer
San Diego Region 9
9174 Sky Park Court, Suite 100
San Diego, CA 92123-4340

Subject: Complaint No. R9-2005-0083

Dear Mr. Robertus:

For the purpose of a settlement of the above referenced complaint, the Metropolitan Wastewater Department of the City of San Diego proposes the following:

Waive its right to request a hearing before the Regional Board with regard to the violations alleged in the above referenced complaint. Waiver of the hearing constitutes acceptance of the assessment of civil liability in the amount set forth with the Complaint. Within thirty days of the Regional Board's ratification of the settlement offer, the City will tender a cashiers check for \$13,500 made payable to the State Water Resources Control Board for deposit in the State Water Pollution Cleanup and Abatement Account and deposit \$28,500 in an interest bearing escrow account for use by the San Diego Regional Water Quality Control Board, for the purpose of monitoring waters, sediments and biota in marine coastal waters, bays, lagoons and estuaries in the San Diego region.

The total of \$42,000 is in complete settlement of the ACL Complaint No. R-9-2005-0083.

If this is acceptable we will develop the agreement for the escrow account.

Sincerely,

Scott Tulloch
Director

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filed to staff.
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SAN DIEGO REGIONAL
WATER QUALITY
CONTROL BOARD

Metropolitan Wastewater Department

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